

**ORDINANCE No. \_\_\_\_\_, SERIES 2008**

**AN ORDINANCE CHANGING THE ZONING FROM R-4, SINGLE-FAMILY RESIDENTIAL TO C-1, COMMERCIAL ON PROPERTY LOCATED AT 6412 AND 6505 E. MANSLICK ROAD AND 8801 SMYRNA PARKWAY, CONTAINING A TOTAL OF 23.1 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 9432) (AS AMENDED).**

**SPONSORED BY: COUNCILMAN TOM OWEN**

WHEREAS, the Legislative Council of the Louisville/Jefferson County Metro Government (the "Council") has considered the evidence presented at the public hearing held by the Louisville Metro Planning Commission and the recommendations of the Commission and its staff as set out in the minutes and records of the Planning Commission in Case No. 9432; and,

WHEREAS, the Council concurs in and adopts the findings of the Planning Commission for the zoning change in Case No. 9432 and approves and accepts the recommendations of the Planning Commission as set out in said minutes and records, with one additional binding element;

**NOW THEREFORE BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:**

**Section I:** That the property located at 6412 and 6505 E. Manslick Road and 8801 Smyrna Parkway, containing a total of 23.1 acres, and being in Louisville Metro, more particularly described in the minutes and records of the Planning Commission in Case No. 9432 is hereby changed from R-4, Single-Family Residential to C-1, Commercial, as more particularly specified in the minutes and records of the Planning Commission, provided, however, said property shall be subject to the binding elements as set forth in the minutes of the Planning Commission in Case No. 9432, and the following additional binding element:

28. In the event Building P is developed for a use other than office, the vehicular connection to Old Ironsides Drive shall be removed. An additional traffic study shall be completed to determine whether trip generation levels associated with the revised development with the remaining two entrances exceed trip generation levels associated with the originally-

approved plan. If so, the remaining square footage of the development shall be reduced to ensure that trip generation levels associated with the new plan match trip generation levels associated with the originally-approved plan.

**Section II:** This Ordinance shall take effect upon passage and approval.

\_\_\_\_\_  
Kathleen J. Herron  
Metro Council Clerk

\_\_\_\_\_  
Jim King  
President of the Council

\_\_\_\_\_  
Jerry Abramson  
Mayor

Approved: \_\_\_\_\_  
Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

By: \_\_\_\_\_